IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

ARBITRATION PETITION NO.270 OF 2007

M/s.Mahindra & Mahindra Limited
(Through its Constituted Attorney
M/s.Kotak Mahindra Investments Ltd) .. Petitioner.

Versus

Mr.Hardev Singh Sarao
(Proprietor M/s.Dashmesh Tractors) .. Respondent.

Ms.N.Singh i/b.Mahesh Menon & Co. for petitioner.

CORAM : S.C.DHARMADHIKARI, J.

DATE : 14th September, 2007.

P.C.:

1. From a perusal of the petition and the averments therein, I do not feel that a case is made out for grant of any interim measures, much less those under Section 9(2) (b) of the Arbitration and Conciliation Act, 1996 at this stage.

2. The petitioner would be at liberty to move the Arbitral Tribunal for such interim measures as they may be

advised and the Arbitral Tribunal may pass appropriate orders, uninfluenced by the disposal of the present petition. The petitioner would be at liberty to also file appropriate application before the Court to pass any interim measures. This petition cannot be entertained only because the necessary material for the direction sought is not set out in the petition.

3. Petition dismissed.

(S.C.Dharmadhikari, J.)